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526 SUPERIOR AVENUE EAST, SUITE 1200  
CLEVELAND, OHIO 44114-1484  
(216) 579-1700Name of Sender Joseph J. Corso

## COMMENTS

Date November 6, 2003Cleveland Time 1:21 pm

For \_\_\_\_\_ pages(s), (including this page)

Client BRE File No. 33585

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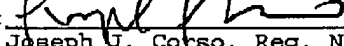
Re: U.S. Patent Application  
Serial No. 09/856,211 of  
Vincent Derycke et al.  
Our Docket No. 33585

Sir:

In accordance with our telephone conversation on November 6, 2003, I am transmitting herewith extra copies of the RCE request submitted in this application and the stamped postcard confirming its receipt by the Patent Office on September 8, 2003. As we discussed, the filing also included a request for a suspension of action for a period of three months.

Please let me know if any further action is required on my part to assure that this application is in good order.

Respectfully submitted,

By:   
Joseph J. Corso, Reg. No. 25845JJC/dp  
enclosures

Express Mail: \_\_\_\_\_ No. 20938  
Inventor/Applicant: Vincent Deryck, et al  
Title: Monochromatic Monochromatic Layering Range  
Serial No. 09/256,315 Patent No. \_\_\_\_\_ Date: \_\_\_\_\_  
Filed: May 18, 2003 Examiner: \_\_\_\_\_  
Enclosed Are:  
☐ PATENT APPLICATION  
\_\_\_\_ New Application Transmittal  
\_\_\_\_ Fee Transmittal (in duplicate)  
\_\_\_\_ Application Data Sheet  
\_\_\_\_ Declaration & Power Of Attorney \_\_\_\_\_ pgs.  
\_\_\_\_ Pgs. of Claims  
\_\_\_\_ Sheet(s) of Drawing(s)  
\_\_\_\_ Formal \_\_\_\_\_ Informal  
\_\_\_\_ Continuation or Division  
☐ ASSIGNMENT \_\_\_\_\_ pgs.  
\_\_\_\_ Transmittal(s)  
\_\_\_\_ Original \_\_\_\_\_ Copies  
☐ INFORMATION DISCLOSURE  
\_\_\_\_ PTO-1449 \_\_\_\_\_ Refs.  
☐ AMENDMENT \_\_\_\_\_  
in Response to Paper No. \_\_\_\_\_

SEP 08 2003  
UNITED STATES PATENT AND TRADEMARK OFFICE

Priority Documents \_\_\_\_\_ listed below  
Other Provisional Patent Application (PCC)  
Transmittal  
CHECK(S) IN THE AMOUNT(S) OF  
\$ 820.00 \$ 520.00  
Client Code BRE Doc. No. 53725  
Int. 990121 Date 9-2-03  
ACKNOWLEDGES RECEIPT OF:

PTO/38/30 (08-03)

Approved for use through 07/31/2008, OMB 0551-0031  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Request  
For  
Continued Examination (RCE)  
TransmittalAddress to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/856,211
Filing Date	May 18, 2001
First Named Inventor	Vincent Derycke et al
Art Unit	1765
Examiner Name	Matthew J. Song
Attorney Docket Number	33585

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

- Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
  - ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
    - ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
    - ☐ Other \_\_\_\_\_
  - ☒ Enclosed
    - ☐ Amendment/Reply
    - ☐ Affidavit(s)/Declaration(s)
    - ☐ Information Disclosure Statement (IDS)
    - ☒ Other Checks (2): \$880 for RCE filing fee and fee under 37 CFR 1.17(i); \$520 for extension of 1.17(i); \$520 for extension of 1.17(i) for a time fee.
- Miscellaneous**
  - ☒ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of three months. (Period of suspension shall not exceed 3 months. Fee under 37 CFR 1.17(i) required)
  - ☐ Other \_\_\_\_\_
- Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 16-0820
  - ☒ RCE fee required under 37 CFR 1.17(e) check enclosed.
  - ☒ Extension of time fee (37 CFR 1.136 and 1.17) check enclosed.
  - ☒ Other Fee Under 37 CFR 1.17(i) check enclosed.
  - ☒ Check in the amount of \$ 880 and \$520 enclosed
  - ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Joseph J. Corso	Registration No. (Attorney/Agent)	25845
Signature	<i>Joseph J. Corso</i>	Date	September 4, 2003

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Joseph J. Corso	Date	September 4, 2003
Signature	<i>Joseph J. Corso</i>		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.